



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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April 25, 2003

CERTIFIED RETURN RECEIPT
7099 3400 0016 8896 2321

Mr. Russell Harms
Georgia-Pacific Corporation
P. O. Box 337350
Las Vegas, Nevada 89033

Re: Response to Notice of Noncompliance, Georgia-Pacific Corporation, Eagle Canyon Quarry,
M/015/050, Emery County, Utah

Dear Mr. Harms:

Thank you for your April 10, 2003, letter responding to the March 25, 2003, Notice of Noncompliance. We appreciate your prompt response. We have conducted a preliminary review and have the following comments.

The map you submitted shows the disturbed and proposed disturbed areas, but it does not discuss what reclamation treatments would be used in the areas that were not previously permitted (10.9 acres). We assume they would be basically the same as in the current reclamation plan, but we need you to confirm this assumption. Please furnish a response to this deficiency by May 12, 2003.

Locations of the different soil stockpiles should be shown on a map and in the field. A letter from the Bureau of Land Management dated September 4, 1992 says, "The location of topsoil and cryptogamic soil stockpiles need to be included." I do not recall seeing markers on the stockpiles when Susan White and I visited the site in February, and we discussed the need for placing signs on the stockpiles. Please furnish a response to this deficiency by May 12, 2003.

You propose to not mark the disturbed area as required in the Notice of Noncompliance. Instead, you commit to conduct no mining activity at the site until the revised Notice of Intention is approved. The reason for this is that it would be very difficult to locate the exact boundary of the currently permitted disturbed area footprint. Rather than marking the approved disturbed area, please mark the 45.4-acre disturbed area as shown on your revised map. This is the current disturbance plus an additional three acres. To keep within the timeframe in the Notice of Noncompliance, this needs to be done by May 4, 2003. Please let us know if you will not be able to meet this deadline.

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Georgia-Pacific Corporation, Eagle Canyon Quarry

M/015/050

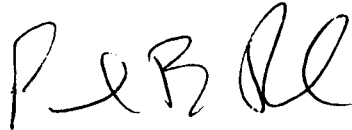
April 25, 2003

Based on your reclamation cost estimate, the commitments in your current plan, and on the new map, we have calculated a reclamation surety estimate of \$157,700 which is escalated to 2008 dollars. If you agree with this estimate, please provide a rider to your bond to increase it to this amount. Otherwise, please call Doug Jensen at 801-538-5382 to discuss it; a copy of the Division's reclamation surety estimate is enclosed.

The Notice of Noncompliance requires that you post a transitional surety of \$16,653 within 45 days of receipt of the Notice (May 19, 2003). Posting the full surety amount as discussed in the previous paragraph would fulfill this requirement.

Please call me at 801-538-5261 if you have any questions about this letter. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. B. Baker', with a stylized flourish at the end.

Paul B. Baker
Senior Reclamation Biologist

jb

Enclosure: Reclamation Surety Estimate

cc: Dean Nyffeler, Price BLM

O:\M015-Emery\M0150050-EagleCanyonQuarry\final\ltr-04242003.doc

RECLAMATION SURETY ESTIMATE

G-P Gypsum Corporation

Eagle Canyon Quarry

DOGM file Number M/015/050

Prepared by Utah State Division of Oil, Gas & Mining

last revision

01/17/03

filename M015-050.xls

page "estimate D8"

Emery County

-This estimate includes the additional 3.0 acres of proposed expansion

-Highwalls to be reduced to 3:1 slope

-Areas to be ripped prior to soil placement

-Topsoil & cryptogamic soils to be salvaged & stockpiled separately for use in reclamation

-ASSUMED: Cryptogamic Soil = 2 inches, Topsoil = 1 ft, Overburden = 2 ft

-During reclamation:

-Overburden replacement = 1 ft, topsoil replacement = 8 inches, cryptogamic soil replacement = 2 inches

Note: actual unit costs may vary according to site conditions last unit cost update **10/07/02**

-Amount of disturbed area which will receive reclamation treatments = 45.4 acres

-Estimated total disturbed area for this mine = 45.4 acres

Activity	Quantity	Units	\$/unit	\$	Note
Safety gates, signs, etc (mtls & installation)	2	Sum	200	400	(1)
Debris and equipment removal - trucking	25 ton		50	1250	(3)
Debris and equipment removal - w/ FE loader	4 hours		166	664	(6)
Demolition and debris removal - general labor	8 hour		15	120	(6)
Ripping site prior to seeding	45.4 acre		246	11168	(9)
Ripping compacted areas prior to overburden replacement	45.4 acre		246	11168	(9)
Surface drainage restoration or construction	1000 LF		1.16	1160	(10)
Overburden replacement - dozer	73200 CY		0.5	36600	
Topsoil replacement - dozer	48800 CY		0.5	24400	(12)
Cryptogamic soil replacement - dozer	12200 CY		0.5	6100	(13)
Fertilizing (100 lb/acre diammonium phosphate)	45.4 acre		90	4086	(00)
Broadcast seeding	45.4 acre		240	10896	(00)
General site cleanup & trash removal	20 acre		50	1000	(00)
Equipment mobilization	2 equip		2000	4000	(00)
Reclamation supervision -10% of reclamation estimate				11300	(15)
	Subtotal			124313	
10% Contingency				12431	
	Subtotal			136744	
Escalate for 5 years at 2.89% per year				20935	
	Total			157679	
Rounded surety amount in year 2008 \$				157700	
Average cost per disturber acre =				3473	